

1 COMMITTEE SUBSTITUTE

2 FOR

3 **Senate Bill No. 80**

4 (By Senator Edgell)

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6 [Originating in the Committee on Education;

7 reported March 22, 2013.]

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11 A BILL to amend and reenact §18-5-32 of the Code of West Virginia,
12 1931, as amended, relating to including substitute teaching in
13 the job duties of certain professional educators employed by
14 county boards of education in certain administrative and
15 supervisory positions.

16 *Be it enacted by the Legislature of West Virginia:*

17 That §18-5-32 of the Code of West Virginia, 1931, as amended,
18 be amended and reenacted to read as follows:

19 **ARTICLE 5. COUNTY BOARD OF EDUCATION.**

20 **§18-5-32. Assistant superintendents; directors and supervisors of**
21 **instruction and other educational activities.**

22 (a) The county board, upon the recommendation of the county
23 superintendent, may employ an assistant whose term of employment
24 ~~shall~~ may be not less than one nor more than four years: *Provided,*

1 That his or her term ~~shall~~ may not extend beyond that of the
2 incumbent county superintendent.

3 (b) The board ~~shall~~ may not employ more than one assistant for
4 each two hundred teachers or major fraction thereof.

5 (c) The county board, upon the recommendation of the county
6 superintendent, is authorized to employ general and special
7 supervisors or directors of instruction and of other educational
8 activities as may be considered necessary.

9 (d) The employment of the assistant superintendent shall be on
10 a twelve-month basis. The period of employment for all others
11 named herein shall be at the discretion of the county board.

12 (e) Rules for qualifications of assistant superintendents, and
13 directors and supervisors of instruction and of other educational
14 activities shall be fixed by the state board: *Provided*, That the
15 qualifications required for any assistant superintendent ~~shall in~~
16 ~~no event~~ may not be higher than those required for the county
17 superintendent: *Provided, however*, That the rules do not affect
18 the status of any incumbent nor his or her right to succeed himself
19 or herself in his or her assigned position.

20 (f) The county board ~~of education~~ is authorized to reimburse
21 the employees for their necessary traveling expenses upon
22 presentation of a monthly, itemized, sworn statement approved by
23 the county superintendent.

24 (g) Any person employed under the foregoing provision of this

1 section, provided he or she holds a valid teacher's certificate,
2 shall be given continuing contract status as a teacher and shall
3 hold that status unless dismissed for statutory reasons.

4 (h) The job duties of a professional educator employed under
5 the provisions of this section, including a professional educator
6 employed as a "supervisor" or "central office administrator" as
7 defined in section one, article one, chapter eighteen-a of this
8 code, shall include substitute teaching on at least three
9 instructional days each school year: *Provided*, That the substitute
10 teaching requirement of this subsection does not apply to the
11 superintendent and those who have never held a teaching certificate
12 or an administrative certificate.

13 ~~(h)~~ (i) All acts or parts of acts inconsistent with this
14 section are hereby repealed.